



PETITION TO WITHDRAW NOTICE OF ABANDONMENT

DAC

INVENTOR: Breidenbach, et al.
SERIAL NO.: 09/842, 371
FILED: April 25, 2001
FOR: Dual Cosmetic Container

RECEIVED
FEB 06 2004
OFFICE OF PETITIONS

6
X

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATT: Mail Stop Petitions

The above-identified application became abandoned for failure to respond to a Notice of Incomplete Reply.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

Enclosed are the following:

- (1) A check in the amount of \$665 to cover the small entity Petition fee;
- (2) Response to Notice of Incomplete Reply.
- (3) Eight Sheets of Corrected Drawings

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

The entire delay in filing the required reply to the notice of missing parts from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Respectfully submitted,



Thomas A. O'Rourke

Reg. No. 27,665

Bodner & O'Rourke

425 Broadhollow Road

Melville, New York 11747


(631) 423-2700

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA. 22313-1450.

Date of Deposit: February 3, 2004

Print Name: Thomas A. O'Rourke

Signature: 



THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Breidenbach et al.

SERIAL NO.: 09/842/371

FILED: 4/25/01

FOR: Dual Cosmetic Container

RECEIVED

FEB 06 2004

OFFICE OF PETITIONS

Box Missing Parts
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF INCOMPLETE REPLY

In response to the "Notice of Incomplete Reply" mailed 1/16/02, Applicant hereby submits the following:

1. Eight Sheets of Revised Drawings

Respectfully submitted,

Thomas A. O'Rourke
Reg. No. 27,665
Bodner & O'Rourke
425 Broadhollow Road
Melville, New York 11747
(631) 423-2700



RECEIVED

FEB 06 2004

OFFICE OF PETITIONS

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA. 22313-1450.

Date of Deposit: February 5, 2004

Print Name: Thomas A. O'Rourke

Signature: 



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/842,371	04/25/2001	Diane C. Breidenbach	

CONFIRMATION NO. 6561

FORMALITIES LETTER



RECEIVED
OC09000007816474*

FEB 06 2004

OFFICE OF PETITIONS Date Mailed: 01/16/2002

Thomas A. O'Rourke
Wyatt, Gerber & O'Rourke
99 Park Avenue
New York, NY 10016



NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 01/04/2002 to the Notice to File Missing Parts (Notice) mailed 06/21/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1));

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

AM
PART 1 - ATTORNEY/APPLICANT COPY